

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER RULE 53(b)**

Pursuant to 37 CFR 1.53(b), please file a ☒ continuation/☐ divisional  
of the pending prior PATENT APPLICATION of:

Inventor: HAYNES, Barton F.

Serial No. 09/635,845

Filed August 11, 2001

**USE OF SYNTHETIC PEPTIDES TO INDUCE  
TOLERANCE TO PATHOGENIC T AND B CELL  
EPITOPES OF AUTOANTIGENS OR INFECTIOUS  
AGENTS**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

This request for filing under Rule 53(b) is made by the following named inventor(s) (using the above-identified title):

Inventor(s): HAYNES, Barton F.

- ☒ Attached is a true copy of the prior application as originally filed including the specification, claims, Oath/Declaration and drawings (if any) and abstract (if any). No amendments (if any) referenced in the Oath or Declaration filed to complete the prior application introduced new matter.
- ☐ Priority is hereby claimed under 35 USC 119 based on the following foreign applications, the entire content of which is hereby incorporated by reference in this application:

<u>Application Number</u>	<u>Country</u>	<u>Day/Month/Year/Filed</u>
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☐ certified copy(ies) of foreign application(s) attached or

☐ already filed on \_\_\_\_\_ in prior appln. no. \_\_\_\_\_ filed \_\_\_\_\_

☐ already filed in \_\_\_\_\_ filed \_\_\_\_\_

☒ The prior application is assigned to DUKE UNIVERSITY.

☒ Power of Attorney has been granted to Mary J. Wilson et al, Reg. No. 32,955 of Nixon & Vanderhye P.C., 1100 N. Glebe Rd., 8<sup>th</sup> Flr, Arlington, VA 22201.

☒ Address all future communications to: Nixon & Vanderhye P.C., 1100 N. Glebe Rd., 8<sup>th</sup> Floor, Arlington, VA 22201.

☒ Please amend the specification by inserting before the first line --This is a continuation of application Serial No. 09/635,845, filed August 11, 2000, now pending, which is a continuation of 08/460,673, filed June 2, 1995; which is a continuation of 08/015,987, filed February 10, 1993; which is a continuation-in-part of 07/833,429, filed February 10, 1992, which is a continuation-in-part of 07/591,109, filed October 1, 1990; which is a continuation-in-part of 93/854, filed September 8, 1987, now USP 5,019,387 the entire content of which is hereby incorporated by reference in this application.--

☒ Small entity status is not claimed here.

☒ Petition filed in prior application to extend its life to insure copendency.

☒ The Examiner's attention is directed to the prior art cited in the parent application by applicant and/or Examiner for the reasons stated therein.

☒ The entire disclosure of the prior application above-referenced is considered as being part of the disclosure of this new application and is hereby incorporated by reference therein.

**FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY HEREWITH CANCELED**

Basic Filing Fee		\$	710.00
Total effective claims	15 - 20 (at least 20) = 0	x \$ 18.00	\$ 0.00
Independent claims	1 - 3 (at least 3) = 0	x \$ 80.00	\$ 0.00
If any proper multiple dependent claims now added for first time, add \$270.00 (ignore improper)			\$ 0.00
		<b>SUBTOTAL</b>	\$ 710.00
If "small entity," then enter half (1/2) of subtotal and subtract		-\$ (	0.00)
		<b>SECOND SUBTOTAL</b>	\$ 710.00
Assignment Recording Fee (\$40.00)		\$	0.00
		<b>TOTAL FEE ENCLOSED</b>	\$ 710.00

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension.

The Commissioner is hereby authorized to charge any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**. A duplicate copy of this sheet is attached.

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MJW:tat

**NIXON & VANDERHYE P.C.**

By Atty: Mary J. Wilson, Reg. No. 32,955

Signature: \_\_\_\_\_

*Mary J. Wilson*

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Atty Dkt.: 1579-601

C# M#

Date: September 21, 2001

Group: 1644

Examiner: Schwadron, R.

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